

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

09/995,860 07/29/02

In re Patent Application of:

MAERTENS, et al.

Serial No. 09/995,860

Filed: November 29, 2001

For: PURIFIED HEPATITIS C VIRUS ENVELOPE PROTEINS FOR DIAGNOSTIC AND THERAPEUTIC USE

Assistant Commissioner for Patents

Washington, D.C. 20231

Attention: Application Branch

Atty. Dkt. 2551-69

Date: July 29, 2002

The attached completes filing of the above-identified patent application:

- ☒ Signed Rule 63 Declaration alone, ☐ Copy of Declaration from prior application alone, OR  
☐ Signed Declaration plus attached copy of originally filed specification/drawings.  
☒ **NOTICE TO FILE MISSING PARTS OF APPLICATION FILING DATE GRANTED** form.  
☒ Record the attached assignment and return to the undersigned.  
☐ Attached is a Power of Attorney.  
☐ Priority is hereby claimed under 35 U.S.C. § 119 based on the following foreign applications:

Application Number	Country	Day/Month/Year Filed
EP98870142.1	EP	24/6/1998
EP98870033.0	EP	22/2/1999
PCT/EP/99/04342		23/6/1999

respectively.

- ☐ Certified copy(ies) of foreign application(s) is/are attached.  
☐ Certified copy(ies) filed on \_\_\_\_\_ in prior application no. \_\_\_\_\_, filed \_\_\_\_\_.  
☐ Applicant claims "small entity" status. ☐ "Small entity" statement attached.  
☒ Please enter the attached and/or below preliminary amendment prior to calculation of filing fee.

- ☒ Also attached: ☐ Information Disclosure Statement; ☒ Nucleotide and/or Amino Acid Sequence Submission; ☒ Other: Amendment; Paper and computer readable copy of Sequence Listing

**Fees due are calculated below:**

Basic filing fee		\$	740.00
Total Effective claims	24 - 20 = 4	x \$	18.00
Independent claims	6 - 3 = 3	x \$	84.00
If any proper multiple dependent claims now added for first time, add \$280.00 (ignore improper)		\$	280.00
<b>FILING FEE</b>		\$	1,344.00
Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s) (\$110.00/1 month; \$400.00/2 months; \$920.00/3 months; \$1440.00/4 months)		\$	1,960.00
Surcharge (\$130.00) if Declaration or filing fee first now submitted		\$	130.00
English translation of specification and claims (\$130.00)		\$	0.00
<b>FIRST SUBTOTAL</b>		\$	3,434.00
If "small entity," enter half (1/2) of subtotal and subtract		-\$	0.00
<b>SECOND SUBTOTAL</b>		\$	3,434.00
Assignment Recording Fee (\$40.00)		\$	40.00
<b>TOTAL FEE DUE</b>		\$	3,474.00
Check enclosed (Pre-Bill)*		\$	1,474.00
Check enclosed (non Pre-Bill)*		\$	1,960.00
<b>TOTAL FEE ENCLOSED</b>		\$	3434.00

08/01/2002 HDEMESS1 00000012 09995860

06 FC:128

1960.00 OP

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension. The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our **Account No. 14-1140**. A duplicate copy of this sheet is attached.

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BJS:plb

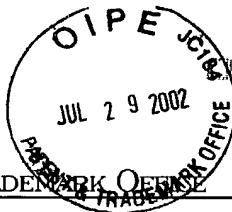
NIXON &amp; VANDERHYE P.C.

By Atty: B. J. Sadoff, Reg. No. 36,663

Signature: 

\*For N&amp;V internal accounting purposes

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#9

## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D. C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/995,860	11/29/2001	Geert Maertens	2551-69

CONFIRMATION NO. 4135

## FORMALITIES LETTER



\*OC000000007233062\*

NIXON & VANDERHYE P.C.  
8th Floor  
1100 North Glebe Road  
Arlington, VA 22201

Date Mailed: 12/27/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

08/01/2002 HDEMESS1 00000012 09995860

FILED UNDER 37 CFR 1.53(b)

01 FC:101	740.00 OP
02 FC:102	252.00 OP
03 FC:103	72.00 OP
04 FC:104	280.00 OP
05 FC:105	130.00 OP

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$604.
  - \$72 for 4 total claims over 20.
  - \$252 for 3 independent claims over 3.
  - \$280 for multiple dependent claim surcharge.
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1474.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e));

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FC:105  
03 FC:105280.00 OP  
130.00 OP

- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

*A copy of this notice MUST be returned with the reply.*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE